IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE Mr.BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 8897 of 2005

Between:

Smt. Rehamani Begum, W/o. Late Mahmood Khan,
R/o. Nanakaramguda, Sherilingampally Mandal, R.R.District.

..... PETITIONER

AND

1 I Addl. Senior Civil Judge, R.R.District, L.B.Nagar, R.R.District.
2 The VIII Metropolitan Magistrare (J.F.C.M. West & South),

R.R.district.
3 Mir Amjad Ali Khan, S/o. Mir Mahaboob Ali Khan,
R/o. H.No.17-1-30/81, Ramchandra nagar, Edibazar, Hyderabad.
4 Mir Sarfaraz Ali Khan, S/o. Mir Mahboob Ali Khan,
R/o. H.No.17-1-30/81, Ramchandra nagar, Edibazar, Hyderabad.
5 Mir Vajid Ali Khan, S/o. Mir Mahboob Ali Khan,
R/o. H.No.17-1-30/81, Ramchandra nagar, Edibazar, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ, order or direction more particularly one in the nature of Writ of Mandamus directing the I Addl. Senior Civil Judge, R.R.District at L.B. Nagr to transfer the document (Agreement of Sale Dt. 30.08.1994) in O.S.No.583 of 2002 to the Criminal Court i.e., VIII Metropolitan Magistrate, R.R. District to decide Cr.No. 66 of 2003 for speedy disposal of the criminal case, since the said document has been

declared as forged one, by the forensic Laboratory Report.

Counsel for the Petitioner:MR.ASADULLA SHAREEF

Counsel for the Respondent Nos.1 and 2: SMT.M.BHASKARA LAKSHMI (SC FOR APHC)

Counsel for the Respondent Nos.3 to 5: None appeared.

The Court at the stage of admission made the following :

ORAL ORDER: (per the Hon'ble Acting Chief Justice)

This writ petition has been filed for the following reliefs:

> "…to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus directing the I Addl. Senior Civil Judge, Rangareddy District at L.B.Nagar to transfer the document (Agreement of sale dated 30-8-1994) in O.S.No.583 of 2002 to the Criminal Court i.e., VIII Metropolitan Magistrate, Rangareddy District to decide Cr.No.66 of 2003 for speedy disposal of the criminal case, since the said document has been declared as 'forged one' by the Forensic Laboratory Report".

The grievance of the petitioner can be redressed by the court below where the proceedings are pending. The writ petition is misconceived and it is accordingly dismissed.

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BILAL NAZKI, ACJ

28-4-2005

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Dr.G.YETHIRAJULU, J

Tvr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 I Addl. Senior Civil Judge, R.R.District, L.B.Nagar, R.R.District.
2 The VIII Metropolitan Magistrare (J.F.C.M. West & South),

R.R.district.

3 2 CCs to the Standing Counsel for the High Court of A.P., Hyderabad

High Court buildings, Hyderabad (OUT)

4 2 CD copies.